

FILED

Aug 27 2020

SUSAN Y. SOONG
 CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE

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Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

11 ROBERT T. CORTEZ,	}	CIVIL NO. 5:19-CV-07476-NC
12 Plaintiff,	}	STIPULATION TO VOLUNTARY
13 vs.	}	REMAND PURSUANT TO SENTENCE
14 ANDREW SAUL,	}	FOUR OF 42 U.S.C. § 405(g) AND TO
15 Commissioner of Social Security,	}	ENTRY OF JUDGMENT; ORDER
16 Defendant.	}	

IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys, that this action be remanded for further administrative action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. section 405(g), sentence four.

On remand, the Appeals Council will remand the case to an administrative law judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the medical evidence and Plaintiff's subjective complaints.

The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

Respectfully submitted,

1 Dated: August 26, 2020

2 By: /s/ Rachel Sue Sussman
(*as authorized via email on 8/26/2020)
3 RACHEL SUE SUSSMAN
Attorney for Plaintiff

4

5 DAVID L. ANDERSON
6 United States Attorney

7 Dated: August 26, 2020

8 By: /s/ In Seon Jeong
IN SEON JEONG
9 Special Assistant United States Attorney
10 Attorneys for Defendant

11 APPROVED AND SO ORDERED:

12 Dated: August 27, 2020

